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FILED *ck*

SEP 19 2008

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

14 IN THE UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16 SAN FRANCISCO DIVISION

17  
 18 STEPHEN LOUIS MITCHAM, }  
 19 Petitioner, }  
 20 v. }  
 21 ROBERT L. AYERS, JR., Warden of }  
 22 California State Prison at San Quentin, }  
 23 Respondent. }

Case No. C-97-3825 VRW  
*VRW*

**[PROPOSED] ORDER UPON  
STIPULATION**

**CAPITAL CASE**

24 Having considered the stipulation entered into by and between the parties and good  
 25 cause appearing therefor,

26 IT IS HEREBY ORDERED:

27 1. That Petitioner shall file an opposition to respondent's motion not later than  
 28 November 10, 2008;

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2. That respondent shall file a reply not later than January 9, 2009.

Dated:



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HON. VAUGHN R. WALKER  
CHIEF UNITED STATES DISTRICT JUDGE